

### REMARKS

Claims 13-15 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by **Laschober** (4,930,885).

Laschober discloses eyeglasses with releasable headband support arrangement comprises solid frames 14 having lenses 16; said frames 14 consisting of a one piece solid molded frame; said frames 14 having a nose bridge 18 which fits on top of a users nose; said frames 14 secured around a user's head by a single band 28; said band 28 secured to said frames by two securing pieces wherein Velcro is used for both securing pieces; and wherein said band can be totally removed from said frames and replaced with other similar bands. (see figures 2 and 3 and the related disclosure.)

Amended claim 13 relates to baby and toddler sunglasses consisting of: solid frames having lenses. The frames consist of a one piece solid molded frame. The frames have a nose bridge which fits on top of a users nose. The frames are secured around a user's head by a single band. The band is secured directly to the frames by two securing pieces.

Laschober relates to eyeglasses with a releasable support headband arrangement including a frame provided at each side with an integral connector member extending therefrom. An attachment member adapted for releasable securement to each connector member is releasably securable to each end of a stretchable headband. (Abstract). The frame is provided at each side with an integral connection member extending therefrom. A stretchable headband is

releasably securable to the eyeglass frame by means of attachment means releasably securable to the eyeglass frame connector means. Col. 1 lines 21-25.

The frame 14 is provided at each side with an integral connector member 20 which extends rearwardly therefrom. Col. 1 lines 59-62.

Each free end of the headband 28 may be secured to an attachment member 30 which is adapted for releasable securement within a connector member recess 22 as shown in Fig. 4. Col. 2 lines 7-10.

In Figures 5 and 6, the frame 54 has an integral connector member 56 extending rearwardly from each side. Col. 2 lines 49-50. An attachment member 60 is provided to releasably secure the headband 51 to the frame 54. Col. 2 lines 60-61.

When describing all of the embodiments, Laschober states that the advantage of his invention is that the attachment members are easily attachable to and detachable from the connector members and the headband is easily attachable to and detachable from the attachment members. Col. 3 lines 54-59.

Since the claims of the present invention use consisting language, and Laschober requires connector members and attachment members, which are outside the scope of the claims, the claims are not anticipated or obvious. Further since the claims require that the band is secured directly to the frames, and Laschober requires that the band is secured to the attachment member which is then secured to the connector member, the claims are further not anticipated or obvious over the prior art.



Applicant believes the application is in condition for allowance.

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